

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JASON ORKIN, Plaintiff, v. PHILADELPHIA POLICE DEPARTMENT, CITY OF PHILADELPHIA, PHILADELPHIA POLICE DEPARTMENT EMPLOYEE ASSISTANCE PROGRAM UNIT, HAROLD TOOMER, individually, WILLIAM SCHUBERT, individually, CAPTAIN BRADSHAW, individually, Defendants.	CIVIL ACTION NO. 22-511
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ORDER

AND NOW, this 13th day of February, 2023, it is hereby **ORDERED** that:

1. The Defendants' Motion to Dismiss the Philadelphia Police Department and the Philadelphia Police Department Employee Assistance Program Unit from the case is **GRANTED** as unopposed. The Philadelphia Police Department and Philadelphia Police Department Employee Assistance Program Unit are **DISMISSED** from this case;
2. The Defendants' Motion to Dismiss the City of Philadelphia from Counts VI, VII, and VIII is **GRANTED** as unopposed;
3. The Defendants' Motion to Dismiss Counts I, II, III, IV, V, VI, and VII is **GRANTED** without prejudice and with leave to amend within fourteen (14) days; and
4. The Defendants' Motion to Dismiss Count VIII is **DENIED**.

BY THE COURT:

/s/ **MICHAEL M. BAYLSON**

MICHAEL M. BAYLSON, U.S.D.J.